

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION  
1:08cv365**

<b>DOVE AIR, INC.; and JOSEPH W.</b>	)	
<b>DUNCAN,</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>Vs.</b>	)	<b>ORDER</b>
	)	
<b>J. R. TOMKINSON, INC.; and</b>	)	
<b>JOSEPH R. TOMKINSON,</b>	)	
	)	
<b>Defendants.</b>	)	
_____	)	

**THIS MATTER** is before the court on non-party Insured Aircraft Title Service, Inc.’s Motion to Quash Subpoena and Objection to Production of Documents. The non-party filed such motion on October 23, 2008, making responses due to be filed not later than November 9, 2008. L.Cv.R. 7.1(E).<sup>1</sup> Having considered non-party Insured Aircraft Title Service, Inc.’s motion and reviewed the pleadings, and finding that such is unopposed, the court enters the following Order.

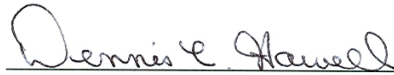
**ORDER**

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<sup>1</sup> While it could have certainly been argued that the briefing requirement of the Local Civil Rules was not met by the third party’s “Motion and Brief” or that such non-party failed to show a sufficient basis for the relief sought, such arguments were not made.

**IT IS, THEREFORE, ORDERED** that non-party Insured Aircraft Title Service, Inc.'s Motion to Quash Subpoena and Objection to Production of Documents (#18) is **GRANTED**, and the Subpoena is **QUASHED** and a Protective Order is entered providing that non-party Insured Aircraft Title Service, Inc., need not answer the propounded request for production of documents.

Signed: November 12, 2008



Dennis L. Howell  
United States Magistrate Judge

